



HIPAA PRIVACY

Quick Guide to Uses & Disclosures of PHI

USES AND DISCLOSURES OF PHI

- Verification requirements:** Covered entities must verify the identity and authority of the individuals seeking disclosure of the PHI.
- Minimum necessary:** Minimum necessary standard applies to all disclosures made under §164.512, except those that are required by law.
- Documentation:** All disclosures must be documented in an individual's record, and most must be accounted for if the individual requests an accounting of disclosure.

**This document is meant to be used as a quick reference guide and does NOT contain complete information. For complete information regarding the Use and Disclosure of PHI, please refer to the DoD Health Information Privacy Regulation, 6025.18-R.*

SPECIALIZED GOVERNMENT FUNCTIONS

PHI may be disclosed:

- For individuals who are Armed Forces personnel for activities deemed necessary by appropriate military command authorities to assure the proper execution of the military mission.
- To the Department of Veterans Affairs (DVA) the PHI of an Armed Forces member upon the member's separation or discharge from service for the purpose of determining eligibility for federal veterans' benefits.
- To authorized federal officials for the conduct of lawful intelligence, counterintelligence, or other national security activities authorized by the National Security Act.
- To authorized federal officials for the provision of protective services to the President and other persons under protection of the Secret Service and related federal entities or for the conduct of investigations into threats.
- To the Department of State to make medical suitability determinations and may disclose whether an individual was found to be medically suitable to Department of State officials who need the information for the purpose of 1) a required security clearance, 2) determine worldwide availability or availability for mandatory service abroad under the Foreign Service Act, OR 3) for a family member to accompany a Foreign Service member abroad.
- About an inmate or other person in lawful custody to a correctional institution for:
 1. the provision of health care to the individual;
 2. the health and safety of the individual or other inmates;
 3. the health and safety of the officers, employees, or others at the correctional institution;
 4. the health and safety of the individual and officers or other persons responsible for transporting inmates or for their transfer from one facility or setting to another;
 5. law enforcement on the premises of the correctional institution;
 6. the administration and maintenance of the safety, security, and good order of the correctional institution.

DoD 6025.18-R C7.11

DECEDENTS

PHI may be disclosed to:

- A coroner or medical examiner for the purpose of identifying a deceased person, determining a cause of death, or other duties as authorized by law.
- Funeral directors as necessary to carry out their duties with respect to the decedent.

DoD 6025.18-R C7.7

ORGAN/TISSUE DONATION

- PHI may be disclosed to organ procurement organizations or other entities engaged in the procurement, banking, or transplantation of cadaveric organs, eyes, or tissues, for the purpose of facilitating donation and transplantation.

DoD 6025.18-R C7.8

SERIOUS THREATS TO HEALTH OR SAFETY

PHI may be disclosed if:

- The covered entity (CE) in good faith believes the disclosure is necessary to prevent or lessen a serious and imminent threat to the health or safety of a person or the public, to identify or apprehend an individual who has made a statement admitting participation in a violent crime;
- The disclosure is made to a person(s) reasonable to prevent or lessen the threat;
- The disclosure is consistent with applicable law and standards of ethical conduct.

DoD 6025.18-R C7.10

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TRICARE MANAGEMENT ACTIVITY